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ORIGINAL

ARIZONA CORPORATION COMMIS

UTILITY COMPLAINT FORM

Investigator: Carmen MadridPhone: [REDACTED]Fax: [REDACTED]Priority: Respond Within Five DaysOpinion No. 2009 78512Date: 4/24/2009Complaint Description: 08E Rate Cases Items - In Favor
N/A Not ApplicableComplaint By: First: Last:
Dr. Barbara F. ErwinAccount Name: Dr. Barbara F. ErwinHome: (000) 000-0000Street: [REDACTED]Work: (000) 000-0000City: ScottsdaleCBR: [REDACTED]State: AZ Zip: 85266is: E-MailUtility Company: Newpath Networks, LLCDivision: TelephoneContact Name: n/aContact Phone: (000) 000-0000Nature of Complaint:

From: Barb Erwin [REDACTED]

To: sklapp@scottsdaleaz.gov; rlittlefield@scottsdaleaz.gov; rmccullagh@scottsdaleaz.gov; bstump@azcc.gov;
gpierce@azcc.gov; kmayes@azcc.gov; skennedy@azcc.gov; pnnewman@azcc.gov

Sent: Friday, April 10, 2009 2:00:39 PM

Subject: Cell phones - NewPath

Dr. Barbara F. Erwin

[REDACTED]
Scottsdale, AZ 85266

April 10, 2009

RE: Newpath Networks

Arizona Corporation Commission

DOCKETED

APR 24 2009

DOCKETED BY

AZ CORP COMMISSION
DOCKET CONTROL

2009 APR 24 P 4: 14

RECEIVED

Arizona Corporation Commissioners and Scottsdale City Councilmembers:

One of the major inconveniences of living in North Scottsdale is the terrible cell phone coverage. More often than not, I am unable to access my carrier's data network, complete calls, or receive voice and text messages. When I moved to North Scottsdale several years ago, I was able to justify terrible cell coverage in exchange for my suburban lifestyle.

However, as the city has grown and technology has advanced, I have been waiting for a cell phone carrier to upgrade the existing network in my area. I heard about Newpath Networks proposing coverage upgrades and was certainly looking forward to finally enjoying the proper cell phone coverage.

I have heard some neighborhood rumblings, from a few individuals, that has been rather disheartening. I cannot

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fathom that residents in my community and the surrounding areas do not want to have increased cell phone coverage. Newpath is not proposing huge cell towers on the corner of ever street; the images I have seen actually blend into the environment and adapt well to existing structures. The ACC should not let a few 'noisy' residents direct responsible public policy and private partnership.

The Arizona Corporation Commission would be remiss in not allowing Newpath Networks into our neighborhoods simply because a few 'Not-In-My-Backyarders' unreasonably complain about the possibilities of brain tumors. As a matter of fact, I think it would behoove the Commission to accept Newpath with open arms in an effort to improve the existing network infrastructure in our community.

Regards,

Dr. Barbara F. Erwin
Citizen of North Scottsdale
End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

Opinion noted and docketed in T-20567A-07-0662. closed
End of Comments

Date Completed: 4/24/2009

Opinion No. 2009 - 78512

T-20567A-07-0662

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

Investigator: Carmen Madrid

Phone: [REDACTED]

Fax: [REDACTED]

Priority: Respond Within Five Days

Opinion **No.** 2009 78514

Date: 4/24/2009

Complaint Description: 08E Rate Cases Items - In Favor
 N/A Not Applicable

First:

Last:

Complaint By:

Derick & Anet

Rautenbach

Account Name:

Derik & Anet Rautenbach

Home: [REDACTED]

Street:

[REDACTED]

Work: (000) 000-0000

City:

Scottsdale

CBR: [REDACTED]

State:

AZ

Zip: 85254

is: E-Mail

Utility Company:

Newpath Networks, LLC

Division:

Telephone

Contact Name:

n/a

Contact Phone: (000) 000-0000

Nature of Complaint:

From: Derick Rautenbach [REDACTED]

Date: Fri, Apr 10, 2009 at 1:46 PM

Subject: NewPath Cell Phone Coverage

To: kmayes@azcc.gov, skennedy@azcc.gov, bstump@azcc.gov, pnnewman@azcc.gov, gpierce@azcc.gov

Cc: Jlane@scottsdaleaz.gov, Lborowsky@scottsdaleaz.gov

Derick and Anet Rautenbach

[REDACTED]
Scottsdale, AZ 85254

Dear Arizona Corporation Commissioners,

As Scottsdale residents, and avid cell phone users, we are excited at the prospect of welcoming Newpath Networks into our community. Initially, we heard they were considering constructing several cell phone relays and were interested to learn more about the proposed project. Newpath was kind enough to host a community information meeting, which we attended, to further educate interested residents about the possible changes.

While the meeting was relatively small, there was very little vocal opposition. A majority of the residents at the meeting were open and welcome to the idea of improving our cell phone networks in Scottsdale. We would like to encourage the Arizona Corporation Commission to gain some perspective regarding the community attitude towards Newpath's project. We urge you to consider the wishes of the quiet majority, rather than be swayed by the vocal minority.

We are certain that disapproval for this project is few and far between. We are tired of losing cell phone service and having limited accessibility to our data networks. Our profession often finds us out of the office and doing work in the field, and as a result, we rely on the strength of our cell phone provider in order to remain competitive. Please consider the betterment of the community and disregard the few who believe that the

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desert will be spoiled by the improvements Newpath Networks is proposing. We too want the desert to remain unblemished and would be opposed to any action that would compromise our beautiful desert home; Newpath's actions will not only improve the technological reach of our community, but will not hamper the inherent desert beauty we have become so accustomed to enjoying.

Sincerely,

Derick and Anet Rautenbach

End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

Opinion noted and docketed in T-20567A-07-0662. closed

End of Comments

Date Completed: 4/24/2009

Opinion No. 2009 - 78514

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

Investigator: Carmen Madrid**Phone:** [REDACTED]**Fax:** [REDACTED]**Priority:** Respond Within Five Days**Opinion** **No.** 2009 78516**Date:** 4/24/2009**Complaint Description:** 08E Rate Cases Items - In Favor
N/A Not Applicable**First:****Last:****Complaint By:**

Elizabeth

Bidula

Account Name:

Elizabeth Bidula

Home: [REDACTED]**Street:**

[REDACTED]

Work: (000) 000-0000**City:**

Scottsdale

CBR: [REDACTED]**State:**

AZ

Zip: 85258**is:** E-Mail**Utility Company:**

Newpath Networks, LLC

Division:

Telephone

Contact Name:

n/a

Contact Phone: (000) 000-0000**Nature of Complaint:**

Hadn't seen my letter on the docket yet...I support NewPath and want to ensure that it is reflected during the hearing Monday.

Thank you

Liz Bidula

-----Original Message-----

From: [REDACTED]

To: Jlane@scottsdaleaz.gov; kmayes@azcc.gov

Cc: pneman@azcc.gov; gpierce@azcc.gov; skennedy@azcc.gov; bstump@azcc.gov;

sklapp@scottsdaleaz.gov; rlittlefield@scottsdaleaz.gov; rmccullagh@scottsdaleaz.gov;

lborowsky@scottsdaleaz.gov; wecton@scottsdaleaz.gov

Sent: Mon, 20 Apr 2009 12:36 pm

Subject: NewPath Cellular

ACC and Scottsdale City Council-

I have attached a letter in support of NewPath Networks' project in Scottsdale for your review. Thank you for your time and continued dedication.

To Whom It May Concern:

Cell phone towers have the ability to strike fear into home owners on the same level as termites, property tax, and solicitors. I too would be upset if I found out that there would be a large, unappealing structure in my

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neighborhood. Fortunately, however, NewPath has proprietary technology that enables them to implement the relays almost unnoticeably. The flexibility of the design and small size of the module allow NewPath to place the nodes throughout the city in discrete locations.

I absolutely agree with the Scottsdale Council members and Mayor Lane who voted against Scottsdale's intervention in NewPath's case at the ACC. NewPath has been courteous and cordial throughout their interactions with the neighborhoods in which they have placed their technology. Concerns of brain tumors and lower property values are unsubstantiated and untrue.

I urge the ACC to support NewPath and their efforts to better Scottsdale.

Sincerely,

Elizabeth Bidula

[REDACTED]

Scottsdale, AZ 85258

[REDACTED]

End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

Opinion noted and docketed in T-20567A-07-0662. closed

End of Comments

Date Completed: 4/24/2009

Opinion No. 2009 - 78516

T-20567A-09-0662

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

Investigator: Carmen Madrid

Phone: [REDACTED]

Fax: [REDACTED]

Priority: Respond Within Five Days

Opinion **No.** 2009 78517

Date: 4/24/2009

Complaint Description: 08E Rate Cases Items - In Favor
 N/A Not Applicable

First:

Last:

Complaint By:

Margo

Bell

Account Name:

Margo Bell

Home: (000) 000-0000

Street:

[REDACTED]

Work: (000) 000-0000

City:

Scottsdale

CBR: [REDACTED]

State:

AZ

Zip: 85258

is: E-Mail

Utility Company:

Newpath Networks, LLC

Division:

Telephone

Contact Name:

n/a

Contact Phone: (000) 000-0000

Nature of Complaint:

Ms. Madrid,

Heard from Dan on our next steps. I noticed that my comments had never been docketed and I wanted to forward the original email as proof that I had sent it almost 2 weeks ago. I would like my opinion to be recognized and appear on the docket.

Sincerely,
Margo Bell

----- Forwarded Message -----

From: Margo Bell [REDACTED]

To: pneman@azcc.gov; gpierce@azcc.gov; kmayes@azcc.gov; skennedy@azcc.gov; bstump@azcc.gov

Cc: Jlane@scottsdaleaz.gov; lborowsky@scottsdaleaz.gov; wecton@scottsdaleaz.gov;

sklapp@scottsdaleaz.gov; rlittlefield@scottsdaleaz.gov; rmccullagh@scottsdaleaz.gov;

tnelssen@scottsdaleaz.gov

Sent: Friday, April 10, 2009 11:00:19 AM

Subject: NewPath Networks

Margo Bell
[REDACTED]

Scottsdale, Arizona 85258

Good Morning Commissioners:

I would like to encourage you to welcome Newpath Networks to our neighborhood. I went to one of the neighborhood meetings the company hosted to inform residents about the possibility of expanding the cell

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phone network. I was initially skeptical about the viability of the project and certainly did not want a huge cell phone tower in my front yard. I have been diligent in reviewing the materials proposed by Newpath and have actively questioned the presenters regarding various aspects of the project. After my discussions with the company, and their habit of volunteering any and all information they have available, I have no doubt that their project would add value to our city.

I cannot help but laugh to myself when I hear what opponents to the project are suggesting. To think that Newpath will bring a regime of brain tumors or hideous, desert ruining, view blocking, home-devaluing, cell phone apparati. I know that the few individuals opposing the project are simply that: few. I implore you to support Newpath's proposed project. North Scottsdale needs better cell phone coverage, and Newpath Networks is proposing the most legitimate coverage expansion I have seen. The Commission would be very wise to endorse such a responsible corporate collaborator.

Scottsdale resident and interested observer,

Margo Bell

End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

Opinion noted and docketed in T-20567A-07-0662. closed

End of Comments

Date Completed: 4/24/2009

Opinion No. 2009 - 78517

T-20567A-07-0662

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

Investigator: Carmen Madrid

Phone: [REDACTED]

Fax: [REDACTED]

Priority: Respond Within Five Days

Opinion **No.** 2009 78518

Date: 4/24/2009

Complaint Description: 08E Rate Cases Items - In Favor
 N/A Not Applicable

First:

Last:

Complaint By:

Gail

Bauchmoyer

Account Name:

Gail Bauchmoyer

Home: (000) 000-0000

Street:

[REDACTED]

Work: (000) 000-0000

City:

Scottsdale

CBR:

[REDACTED]

State:

AZ

Zip: 85250

is: E-Mail

Utility Company: **Newpath Networks, LLC**

Division:

Telephone

Contact Name:

n/a

Contact Phone: (000) 000-0000

Nature of Complaint:

Please ensure this is placed on the docket.

----- Forwarded message -----

From: Gail Bauchmoyer <[REDACTED]>

Date: Mon, Apr 13, 2009 at 8:30 AM

Subject: Scottsdale - NewPath

To: Jlane@scottsdaleaz.gov, lborowsky@scottsdaleaz.gov, wecton@scottsdaleaz.gov,
sklapp@scottsdaleaz.gov, rlittlefield@scottsdaleaz.gov, rmccullagh@scottsdaleaz.gov,
tnelssen@scottsdaleaz.gov

Cc: pneman@azcc.gov, gpierce@azcc.gov, kmayes@azcc.gov, skennedy@azcc.gov, bstump@azcc.gov

Gail Bauchmoyer

[REDACTED]
Scottsdale, Arizona 85250

Dear Arizona Corporation Commission, Mayor Lane, and City Council:

I would like to be perfectly clear and concise; I would love to see Newpath Network's new project approved and constructed. We have lived too long with spotty and poor cell phone coverage in my area. Nothing is more frustrating that constantly dropping calls and the inability to access my data network on my cell phone.

I will never cease to be amazed by the incompetence and outlandish tactics of some Scottsdale residents. It is laughable to imagine phone relay devices that will 'ruin' home values and destroy individual's health. It is my sincere hope that the ACC is not dignifying the very eccentric concerns of a very small group that ultimately is motivated by a doctrine of no-growth. I would hate to see my community in Scottsdale compromised by a few individuals who do not want to see any changes in Arizona.

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The project, as proposed by Newpath, is conscientious and a betterment to our community. I certainly hope the Commissioners at the ACC will share the view of my community and support the implementation of the cell phone relay stations. Please consider the greater good rather than be swayed by the vocal minority.

Regards,

Gail Bauchmoyer
End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

Opinion noted and docketed in T-20567A-07-0662. closed
End of Comments

Date Completed: 4/24/2009

Opinion No. 2009 - 78518

T-20567A-07-0662

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

Investigator: Carmen Madrid

Phone: [REDACTED]

Fax: [REDACTED]

Priority: Respond Within Five Days

Opinion **No.** 2009 78519

Date: 4/24/2009

Complaint Description: 08E Rate Cases Items - In Favor
 N/A Not Applicable

First:

Last:

Complaint By:

Jamie

Woloszyn

Account Name:

Jamie Woloszyn

Home: (000) 000-0000

Street:

[REDACTED]

Work: (000) 000-0000

City:

Scottsdale

CBR:

[REDACTED]

State:

AZ

Zip: 85254

is: E-Mail

Utility Company:

Newpath Networks, LLC

Division:

Telephone

Contact Name:

n/a

Contact Phone: (000) 000-0000

Nature of Complaint:

Hello;

I just called Dan and found out we should be emailing you our letters of support for NewPath. Hope this makes it to the docket by Monday....

I was wondering why it had not shown up but I guess it got lost in the shuffle somewhere. Thank you!

Jamie

----- Forwarded message -----

From: Jamie Woloszyn [REDACTED]

Date: Thu, Apr 16, 2009 at 8:51 PM

Subject: NewPath Networks

To: pnnewman@azcc.gov, gpierce@azcc.gov, kmayes@azcc.gov, skennedy@azcc.gov, bstump@azcc.gov

Cc: Jlane@scottsdaleaz.gov, lborowsky@scottsdaleaz.gov, wecton@scottsdaleaz.gov,

sklapp@scottsdaleaz.gov, rlittlefield@scottsdaleaz.gov, rmccullagh@scottsdaleaz.gov,

tnelssen@scottsdaleaz.gov

Commissioners, Councilmembers, and staff;

I would like to encourage the Commissioners to grant NewPath Networks the necessary permits to proceed with their development in Scottsdale. I have been a lifelong Scottsdale resident and I understand the importance of communications networks to the development of the city. Technology is constantly evolving and becoming increasingly more sophisticated. I will admit that I do not understand the full technological aspects of the company, but I do know that improved cell phone coverage will benefit my community.

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I am aware that there have been concerns regarding health as a result of NewPath's cellular 'towers'. I think the concern has been over-hyped, inflated, and honestly used as a scare tactic by those who oppose growth in our city.

I read in the paper last week that Scottsdale City Council has decided to intervene in NewPath's case at the ACC. Although the decision was split, I was surprised at the Council's decision. During my time in Scottsdale, I have seen expansive growth and development, most of which has been residential. Scottsdale is still growing; we continue to add density on our northern border but cell phone coverage has failed to meet the demand. NewPath will enable Scottsdale to meet the demands of its residents and provide the necessary infrastructure for future development.

Scottsdale needs to provide flexibility with NewPath networks and allow the developmental partnership to grow with the company. NewPath has made concessions with many of the communities it is currently in, such as Scottsdale Ranch, and as a result has received an endorsement letter. The ACC and Scottsdale should allow NewPath to proceed as proposed in order to enhance our quality of life in Scottsdale.

Sincerely,

Jamie Woloszyn

Scottsdale, AZ 85254

End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

Opinion noted and docketed in T-20567A-07-0662. closed

End of Comments

Date Completed: 4/24/2009

Opinion No. 2009 - 78519
